



WRITTEN OPINION

International Application No. PCT/JP99/06396

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JUL 27 2001

- V. Reasoned statement with regard to novelty, inventive steps or industrial applicability as defined in Article 13 of the Law (PCT Rule 66.2(a)(ii)); citations and explanations supporting such statement

1. STATEMENT

| | |
|-------------------------------|---------------------------|
| Novelty (N) | YES: Claims <u>1-6</u> |
| | NO: Claims <u> </u> |
| Inventive Steps (IS) | YES: Claims <u>1-6</u> |
| | NO: Claims <u> </u> |
| Industrial Applicability (IA) | YES: Claims <u> </u> |
| | NO: Claims <u>1-6</u> |

2. CITATIONS and EXPLANATIONS

In Document 1 to Document 4 [Document 1: JP, 9-285103, A /Document 2: JP, 7-255165, A /Document 3: JP, 64-5380, A /Document 4: JP, 49-120101, A] cited in the International Search Report, "a permanent magnet apparatus in which a plurality of permanent magnets are arranged so as to direct one magnet pole among mutually corresponding poles to a rotational direction and another magnetic pole to an inverse rotational direction at a substantially uniform interval in a circumferential direction, said permanent magnet apparatus being provided along a circumference in an outer peripheral portion of a rotary body; and electromagnet means having two different magnetic poles so as to generate two different magnetic fields and provided so as to simultaneously apply a rotational energy in one direction in opposite to the magnetic field from said magnet apparatus" in the present invention is not mentioned.

The present invention is, similarly to those mentioned in the above Document 1 to Document 4, relates to the so-called perpetual motion machine and industrial applicability is not acknowledged.

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Translation

PATENT COOPERATION TREATY

PCT

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

(PCT Article 36 and Rule 70)

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| Applicant's or agent's file reference PCT-M01-02 | FOR FURTHER ACTION See Notification of Transmittal of International Preliminary Examination Report (Form PCT/IPEA/416) | |
| International application No. PCT/JP99/06396 | International filing date (day/month/year) 16 November 1999 (16.11.99) | Priority date (day/month/year) 04 December 1998 (04.12.98) |
| International Patent Classification (IPC) or national classification and IPC H02K 53/00 | | |
| Applicant HAYASHI, Tadashi | | |

- This international preliminary examination report has been prepared by this International Preliminary Examining Authority and is transmitted to the applicant according to Article 36.
- This REPORT consists of a total of 3 sheets, including this cover sheet.

☐ This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications made before this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions under the PCT).

These annexes consist of a total of _____ sheets.

- This report contains indications relating to the following items:

- I ☒ Basis of the report
- II ☐ Priority
- III ☐ Non-establishment of opinion with regard to novelty, inventive step and industrial applicability
- IV ☐ Lack of unity of invention
- V ☒ Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
- VI ☐ Certain documents cited
- VII ☐ Certain defects in the international application
- VIII ☐ Certain observations on the international application

| | |
|--|--|
| Date of submission of the demand 07 March 2000 (07.03.00) | Date of completion of this report 28 November 2000 (28.11.2000) |
| Name and mailing address of the IPEA/JP | Authorized officer |
| Facsimile No. | Telephone No. |

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.

PCT/JP99/06396

I. Basis of the report

1. With regard to the **elements** of the international application:*

- ☒ the international application as originally filed
- ☐ the description:
pages _____, as originally filed
pages _____, filed with the demand
pages _____, filed with the letter of _____
- ☐ the claims:
pages _____, as originally filed
pages _____, as amended (together with any statement under Article 19
pages _____, filed with the demand
pages _____, filed with the letter of _____
- ☐ the drawings:
pages _____, as originally filed
pages _____, filed with the demand
pages _____, filed with the letter of _____
- ☐ the sequence listing part of the description:
pages _____, as originally filed
pages _____, filed with the demand
pages _____, filed with the letter of _____

2. With regard to the **language**, all the elements marked above were available or furnished to this Authority in the language in which the international application was filed, unless otherwise indicated under this item.

These elements were available or furnished to this Authority in the following language _____ which is:

- ☐ the language of a translation furnished for the purposes of international search (under Rule 23.1(b)).
- ☐ the language of publication of the international application (under Rule 48.3(b)).
- ☐ the language of the translation furnished for the purposes of international preliminary examination (under Rule 55.2 and/or 55.3).

3. With regard to any **nucleotide and/or amino acid sequence** disclosed in the international application, the international preliminary examination was carried out on the basis of the sequence listing:

- ☐ contained in the international application in written form.
- ☐ filed together with the international application in computer readable form.
- ☐ furnished subsequently to this Authority in written form.
- ☐ furnished subsequently to this Authority in computer readable form.
- ☐ The statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the international application as filed has been furnished.
- ☐ The statement that the information recorded in computer readable form is identical to the written sequence listing has been furnished.

4. ☐ The amendments have resulted in the cancellation of:

- ☐ the description, pages _____
- ☐ the claims, Nos. _____
- ☐ the drawings, sheets/fig _____

5. ☐ This report has been established as if (some of) the amendments had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).**

* Replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report since they do not contain amendments (Rule 70.16 and 70.17).

** Any replacement sheet containing such amendments must be referred to under item 1 and annexed to this report.

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.

PCT/JP99/06396

V. Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement**1. Statement**

| | | | |
|-------------------------------|--------|-----|-----|
| Novelty (N) | Claims | 1-6 | YES |
| | Claims | | NO |
| Inventive step (IS) | Claims | 1-6 | YES |
| | Claims | | NO |
| Industrial applicability (IA) | Claims | | YES |
| | Claims | 1-6 | NO |

2. Citations and explanations

Documents 1-4 [Document 1: JP, 9-285103, A; Document 2: JP, 7-255165, A; Document 3: JP, 64-5380, A; Document 4: JP, 49-120101, A] cited in the ISR do not describe what is described in the present application's invention, to wit: "a plurality of permanent magnets disposed such that one of the mutually corresponding magnetic poles is directed in the direction of rotation and the other is directed in the opposite direction and spaced at substantially regular circumferential intervals, and arranged along the outer periphery of the aforesaid rotary body, and an electromagnet means having two different magnetic poles and generating different magnetic fields and facing the magnetic field from the aforesaid permanent magnets and simultaneously operating as rotational energy in one direction."

The present invention pertains to a so-called perpetual [motion] machine like that described in the aforesaid document 1 through document 4, and does not appear to be industrially applicable.